

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR KING COUNTY

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STATE OF WASHINGTON,	)	
	)	
PLAINTIFF,	)	KING COUNTY CAUSE
	)	NO. 95-1-02102-2
VS.	)	
	)	COURT OF APPEALS
IAN MONROE SIMMERS,	)	38620-4-I
	)	
DEFENDANT.	)	
	)	

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VERBATIM REPORT OF PROCEEDINGS  
MARCH 14 & 15, 1996

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BEFORE THE HONORABLE ANN SCHINDLER AND A JURY

APPEARANCES:

FOR THE PLAINTIFF:	SUSAN L. MAHONEY AND JAMES MARNER, DEPUTY PROSECUTING ATTORNEYS KING COUNTY COURTHOUSE SEATTLE, WASHINGTON 98104
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FOR THE DEFENDANT:	JOHN TAYLOR HICKS, ESQ.
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JANE LAMERLE, C.S.R.

**Exhibit A**

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W I T N E S S      I N D E X

	<u>DE</u>	<u>CE</u>	<u>RD</u>	<u>RC</u>
OFF. JOHN E. VALENTINO, JR.	49	55		
DIANA C. PATTERSON	56	61		
DET. EDWARD HOPKINS	73			
JEFFREY CRAIG DAVIS	94	99		
DET. EDWARD HOPKINS	101	146		
STATE'S OPENING STATEMENT:	37			

## AFTERNOON SESSION

MARCH 14, 1996

(THE FOLLOWING PROCEEDINGS WERE  
HELD OUTSIDE THE PRESENCE OF  
THE JURY.)

THE COURT: I TALKED TO COUNSEL AT SIDE-BAR  
ABOUT NOTE-TAKING. MS. SODERLAND DOES HAVE  
NOTEBOOKS, AND SO WE CAN MAKE THAT DECISION NOW.

THE STATE'S POSITION IS THAT A JUROR HAS  
ASKED ABOUT NOTE-TAKING, AND THEY WOULD LIKE TO  
HAVE THE JURY TAKE NOTES.

AND MR. HICKS HAS EXPRESSED SOME CONCERNS  
ABOUT IT. FOR PURPOSES OF THE RECORD, MR. HICKS,  
WHY DON'T YOU EXPRESS WHAT THOSE CONCERNS ARE.

MR. HICKS: BESIDES THE FACT IN THIS CASE  
THE STATE'S CASE-IN-CHIEF AND THE DEFENSE WILL BE  
RELATIVELY COMPARTMENTALIZED, AND SHORTER THAN A  
LOT OF HOMICIDES, AND THE FACT THAT MORE THAN OTHER  
CASES, THE DEMEANOR OF WITNESSES IS REALLY GOING TO  
COME INTO PLAY AND BE IMPORTANT TO THE DEFENSE, I  
THINK NOTES IN THIS CASE WOULD BE AN UNNECESSARY  
DISTRACTION.

CLOSING ARGUMENT WILL CERTAINLY REEMPHASIZE  
EVERY MAJOR POINT THAT NEEDS TO BE MADE FOR THE  
PURPOSES OF THE JURORS FOLLOWING THE CASE, AND

EDWARD J. HOPKINS,                    HAVING BEEN DULY SWORN,  
WAS EXAMINED AND TESTIFIED  
AS FOLLOWS:

DIRECT EXAMINATION

BY MR. MARNER:

Q. GOOD AFTERNOON.

A. GOOD AFTERNOON, SIR.

Q. CAN YOU STATE YOUR FULL NAME AND SPELL YOUR LAST  
NAME FOR THE RECORD.

A. EDWARD JOHN HOPKINS, H-O-P-K-I-N-S.

Q. WHAT DO YOU DO FOR A LIVING?

A. DETECTIVE FOR THE CITY OF BOTHELL.

Q. HOW LONG HAVE YOU BEEN WITH THE CITY OF BOTHELL  
POLICE DEPARTMENT?

A. JUST OVER 8 YEARS.

Q. HOW LONG IN A DETECTIVE CAPACITY?

A. JUST OVER A YEAR AND A HALF.

Q. DETECTIVE HOPKINS, WHAT IS YOUR TRAINING AS A  
POLICE OFFICER?

A. MY INITIAL TRAINING WAS FOUR MONTHS, OR EXCUSE ME,  
THREE MONTHS BASIC ACADEMY IN SEATTLE AND THREE  
MONTHS OF FIELD TRAINING. AND SUBSEQUENT TO THAT,  
MONTHLY IN-SERVICE TRAINING, AS WELL AS ADDITIONAL  
CLASSES IN VARIOUS TECHNIQUES AND PROCEDURES USED  
IN LAW ENFORCEMENT.

Q. BRIEFLY SUMMARIZE THIS ADDITIONAL TRAINING FOR THE

1 JURY?

2 A. I HAD INTERVIEW TRAINING BASED ON THE REED METHOD  
3 OF INTERVIEW AND INTERROGATION, BOTH AT THE PRIMARY  
4 AND ADVANCED LEVEL. AND I HAVE HAD "THE USE OF  
5 CRIMINAL INFORMANTS" TRAINING, AND I HAVE HAD  
6 TRAINING FROM THE DEPARTMENT OF JUSTICE DRUG  
7 ENFORCEMENT ADMINISTRATION, UNDERCOVER TECHNIQUES  
8 AND GENERAL INVESTIGATION, HOMICIDE INVESTIGATION  
9 AND ADVANCED HOMICIDE INVESTIGATION.

10 Q. DETECTIVE, IN YOUR YEARS AS A PATROL OFFICER, WHAT  
11 STEPS, IF ANY, DID YOU TAKE TO HONE YOUR DETECTIVE  
12 SKILLS?

13 A. WHILE A POLICE OFFICER IN UNIFORM, I SPENT A GREAT  
14 DEAL OF MY OWN TIME WORKING NARCOTICS  
15 INVESTIGATIONS, BOTH IN RECEIVING TRAINING AND  
16 ACTUALLY WORKING WITH DRUG TASK FORCES IN THE AREA.  
17 AND THIS PROVIDED THE OPPORTUNITY TO WORK IN AN  
18 INVESTIGATORY CAPACITY, CONDUCTING FOLLOW-UPS, ET  
19 CETERA.

20 Q. DETECTIVE HOPKINS, ARE YOU THE PRIMARY DETECTIVE ON  
21 THE MURDER CASE OF RODNEY WAYNE GOCHANOUR?

22 A. YES, I AM.

23 Q. AND DO YOU HAVE YOUR NOTES IN FRONT OF YOU?

24 A. YES, I DO.

25 Q. DETECTIVE HOPKINS, AT ANY TIME DURING THIS PRO-

1 CEEDING, IF YOU NEED TO REFRESH YOUR RECOLLECTION,  
2 WILL YOU REFER TO THOSE NOTES?

3 A. YES, I WILL. THANK YOU.

4 Q. NOW, THEN, DETECTIVE HOPKINS, WHAT WAS YOUR FIRST  
5 INVOLVEMENT IN THE CASE SURROUNDING THE DEATH OF  
6 RODNEY GOCHANOUR?

7 A. IT WAS ON SATURDAY, MARCH 11 OF 1995, ABOUT 4:00 IN  
8 THE AFTERNOON, I WAS PAGED AND SUMMONED BY MY  
9 SERGEANT TO RESPOND TO THE STATION AS A BODY HAD  
10 BEEN DISCOVERED ON THE BURKE-GILLMAN TRAIL IN  
11 BOTHELL.

12 Q. WHAT TIME DO YOU THINK YOU ARRIVED AT THE STATION?

13 A. I BELIEVE THAT I ARRIVED THERE WITHIN 20 MINUTES TO  
14 HALF AN HOUR.

15 Q. AND WHAT DID YOU DO WHEN YOU ARRIVED AT THE  
16 STATION, DETECTIVE?

17 A. THERE WAS A BRIEFING. WE CONDUCTED A BRIEFING AT  
18 THE -- WE CONDUCT A BRIEFING AT THE BEGINNING OF  
19 ALL OUR DETECTIVE CALL-OUTS TO DETERMINE WHAT ROLES  
20 THE DETECTIVES WILL PLAY.

21 Q. AND IT WAS AT THAT POINT YOU WERE CHOSEN AS THE  
22 PRIMARY?

23 A. YES, THAT'S CORRECT.

24 Q. DETECTIVE, I WILL SHOW YOU WHAT HAS BEEN MARKED AS  
25 STATE'S EXHIBIT NO. 1. WE WILL JUST KEEP IT HERE